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PATENT
3669-0103P

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IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT: Ching M. CHUNG et al. CONF.: 6205
SERIAL NO: 09/788,476 GROUP: 1642
FILED: February 21, 2001 EXAMINER: Misook YU
FOR: NOVEL GENES AND EXPRESSION PRODUCTS THEREFROM

AMENDMENT UNDER 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

October 3, 2002

Sir:

In response to the Examiner's Office Action dated July 3, 2002, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

IN THE CLAIMS:

Cancel claim ~~2~~, without prejudice.

Amend claim 1 to read as indicated:

1. (amended) An isolated nucleic acid comprising the nucleotide sequence of SEQ ID NO:1 or SEQ ID NO:3 or a nucleotide sequence, having at

10/04/2002 SDENB001 00000087 09788476

01 FC:202

42.00 OP

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IN THE U.S. PATENT AND TRADEMARK OFFICE

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|------------|--|-----------|-----------|
| Applicant: | Ching M. CHUNG et al. | Conf.: | 6205 |
| Appl. No.: | 09/788,476 | Group: | 1642 |
| Filed: | February 21, 2001 | Examiner: | MISOOK YU |
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SMALL ENTITY TRANSMITTAL FORM

Assistant Commissioner for Patents
Washington, DC 20231

October 3, 2002

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ Applicant claims small entity status under 37 C.F.R. § 1.27.
- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

| | | CLAIMS REMAINING AFTER AMENDMENT | | | | HIGHEST NUMBER PREVIOUSLY PAID FOR | | PRESENT EXTRA | | RATE | | ADDITIONAL FEE | |
|--|--|---|---|----|---|---|--|------------------|-------|---------|--|-------------------|--|
| TOTAL | | 16 | - | 20 | = | 0 | | | \$ 9 | \$0.00 | | | |
| INDEPENDENT | | 7 | - | 6 | = | 1 | | | \$ 42 | \$42.00 | | | |
| _____ FIRST PRESENTATION OF A MULTIPLE CLAIM | | | | | | | | | \$140 | \$0.00 | | | |
| | | | | | | | | | | TOTAL | | \$42.00 | |

- ☐ Petition for () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☐ No fee is required.
- ☒ Check(s) in the amount of \$42.00 is(are) enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Mark J. Nuell
Mark J. Nuell, #36,623

DRN/RG:gml
3669-0103P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 09/19/02)